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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

MATT YOUNGMAN,

Plaintiff,

vs.

McGLADREY, LLP, a foreign Limited-  
Liability Partnership, doing business in the  
State of Nevada

Defendant.

Case No.: 2:15-cv-01252-JCM-GWF

**JOINT REQUEST AND ~~PROPOSED~~  
ORDER FOR DISCOVERY STAY AND  
REFERRAL TO EARLY NEUTRAL  
EVALUATION**

Plaintiff, Matt Youngman ("Plaintiff") and Defendant McGladrey, LLP ("Defendant") by and through their respective attorneys' of record, hereby jointly request that the Court stay discovery and refer this case for an Early Neutral Evaluation ("ENE") Session.

On May 19, 2015, Plaintiff filed a lawsuit against Defendant in the Eighth Judicial District Court in the State of Nevada alleging breach of employment contract, breach of the covenant of good faith and fair dealing, unjust enrichment, and quantum meruit. On July 2, 2015, Defendant removed the lawsuit to the United States District Court, District of Nevada. (Dkt. # 1.) Defendant also filed a Motion to Dismiss Plaintiff's complaint pursuant to Rule 12(b)(6), which could be dispositive. (Dkt. # 4.)

1 On July 14, 2015, the parties participated in the Rule 26(f) conference, during which they  
2 agreed that other than completing the briefing on the pending Motion to Dismiss, the case would  
3 benefit from a stay of discovery and, upon approval of the Court, the parties' participation in an  
4 ENE Session.

5 There is good cause for a stay of discovery, which is in the Court's discretion, and referral  
6 to an ENE session, namely, affording the parties' an opportunity to resolve this case early without  
7 incurring attorneys' fee and costs in connection with discovery and/or additional law and motion.  
8 Furthermore, while Plaintiff does not assert employment discrimination claims which would result  
9 in the automatic referral of his case to an ENE Session under LR 16-6, this is an employment case  
10 as each and every one of Plaintiff's claims arise out of and relate to his employment and  
11 termination with Defendant. In particular, he claims he is entitled to compensation under an  
12 employment agreement and severance under Defendant's policies.

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To that end, and in an effort to genuinely explore settlement without incurring unnecessary costs in connection with discovery or additional law and motion, the parties respectfully request that the Court stay discovery and order this case to for an ENE Session without delay.

Dated this 20<sup>th</sup> day of July, 2015.

Dated this 20<sup>th</sup> day of July, 2015.

Law Offices of Daniel Marks

Ogletree, Deakins, Nash, Smoak & Stewart, P.C.

/s/ Nicole Young

/s/ Shelley L. Murray

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*Attorney for Plaintiff*

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**ORDER**

IT IS HEREBY ORDERED THAT:

1. That the case be referred for Early Neutral Evaluation; and
2. That in the meantime, discovery shall be stayed.

Dated this 21 day of July, 2015

  
UNITED STATES MAGISTRATE JUDGE